

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
MAURICE WALLACE

-V-

AMENDED
ORDER OF DISMISSAL
FOR LACK OF ACTIVITY,
ADOPTING REPORT & RECOMMENDATION

CV 08-4902 (JS) (WDW)

SUFFOLK CO.
-----X

APPEARANCES:

For Plaintiff:

Maurice Wallace, *Pro Se*

#419638

Suffolk Co. Correctional Facility

110 Center Dr.

Riverhead NY 11901

For Defendants:

Richard Dunne, Esq.

Suffolk Co. Attorney's Office

P.O. Box 6100

Hauppauge NY 11788

SEYBERT, DISTRICT JUDGE:

The above-captioned case was filed on Nov. 24, 2008. By this Court's Order dated Aug. 5, 2009 (docket entry [6]), three other actions were consolidated into it: CV 09-354, -355, and -1929.

In his Order dated Mar. 5, 2010 (docket entry [17]), Magistrate Judge William D. Wall directed the plaintiff to file a narrative statement by Mar. 31, 2010, or else Judge Wall would recommend dismissal *with prejudice*. As the plaintiff did not do so, a Report & Recommendation was issued on Apr. 14, 2010 (docket entry [18]). There was no objection to the Report & Recommendation, so it is ADOPTED in its entirety.

IT IS HEREBY ORDERED that this case be dismissed *with prejudice* for lack of prosecution, pursuant to Rule 41(b), Federal Rules of Civil Procedure. The Clerk of Court is directed to amend his judgment and keep the case closed.

SO ORDERED.

15/ JOANNA SEYBERT

✓ JOANNA SEYBERT
U.S. DISTRICT JUDGE

Dated: Central Islip, New York

June 28, 2010